



Air Permits

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ADEM Overview

- **What types of permits does the Air Division issue?**
- **What type of permit do I need?**
- **How do I get a permit?**
- **How can I avoid problems in the permitting process?**

ADEM Types of Permits

- **Air Permits**
 - Letter of Exemption
 - Air Permit
 - Air Permit - with a public comment period
 - PSD and Non-Attainment Permits

ADEM Types of Permits

- **Major Source Operating Permit**
 - Title V Permit
- **Synthetic Minor Source Permit**
 - SMOP

ADEM What Do I Need?

- **Two Important Questions**
 - What types of permits do I need to construct or modify a source?
 - What types of permits do I need to operate a source?

ADEM Permits to Construct

- **Air Permits**

- Authorize Construction
- Application submittal prior to construction
- Some permits must be issued prior to starting construction:
 - PSD
 - NSR
 - Greenfield Sites
- ALL Air Permits must be issued PRIOR to operation of the source

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ADEM Permits to Construct

- **Synthetic Minor Operating Permits**
 - Authorize construction
 - Application submittal prior to construction
 - If it is a Greenfield site, then permit must be issued prior to beginning construction
 - Other permits must be issued PRIOR to operation of the source
- **Major Source Operating Permits**
 - In some cases may authorize construction

ADEM Permits to Operate

- **The following permits authorize both construction AND operation**
 - Letter of Exemption
 - Air Permit
 - Major Sources must apply for Title V (Permanent Operating) Permit within 1 year of beginning operation
 - Air Permit - with a public comment period
 - Synthetic Minor Operating Permits (SMOP)

ADEM Permits to Operate

- **PSD/NSR Permit**
 - Major Sources must apply for Title V Permit within 1 year of beginning operation
- **Major Source Operating Permits**
 - Authorizes Operation of the Facility

ADEM Air Permits

- **Letter of exemption**

- Some new sources have emissions that are so small that NO Air Permit is issued.
- Relevant ADEM Air regulations still apply
- Air Permit applications may be requested so that the decision on whether a permit is required can be made.

ADEM Air Permits

- **Air Permit - without Public Notice**
 - Authorizes a modification or an addition to an existing facility to begin 10 days after ADEM's receipt of a complete application.
 - Operation of the project may not begin until the Air Permit is issued.

ADEM Air Permits

- **Air Permit – With Public Notice**
 - If a facility is to be a Greenfield site, a 15 day public comment period (PCP) is required
 - PCP also required for certain source types
 - Construction may NOT begin until the comment period is over and the Air Permit is issued.

ADEM PSD Permits

Prevention of Significant Deterioration

- **Applicability**

- 100 Tons/year Criteria Pollutants for most large industries (See R. 334-3-14-.04(2)(a) for complete list)
- 250 Tons/year Criteria Pollutants for other sources not listed in previous cite

ADEM PSD Permits

- **Significance levels**
 - Potential emission levels that trigger PSD requirements for construction of new or modified units at existing Major Sources, e.g.,
 - 100 TPY CO
 - 40 TPY NO_x
 - 40 TPY VOC's
 - 15 TPY PM₁₀
 - (See 335-3-14-.04(2)(w) for complete list)

ADEM PSD Permits

- **Components**

- Best Available Control Technology (BACT)
 - Economically and Technically feasible
- Ambient Air Quality Modeling
 - NAAQS
 - PSD Increment
- Application submitted for EPA Regional review upon receipt of complete application (30 day review)
- Public Notice (after EPA review)
 - 30-day notice in newspaper of “general” circulation

ADEM New Source Review (NSR)

- **Nonattainment Permitting**

- **Applicability**

- PM_{fine} – Jefferson, Shelby, and a small portion of Walker and Jackson Counties.

- **Lowest Achievable Emission Rate (LAER)**

- Control system that is technically feasible without consideration of cost.

- **Offsets**

- Any major new emissions must be balanced by reductions in the same pollutant.

ADEM SMOP's

- **Synthetic Minor Operating Permits**
 - Potential to emit is restricted by permit to less than a major source threshold:
 - Less than 100 TPY of Criteria Pollutants
 - Less than 25 TPY of Total HAPs
 - Less than 10 TPY of any Single HAP

ADEM SMOP's

- **Elements of a SMOP**
 - Recordkeeping requirements to support synthetic minor status
 - Possible testing to demonstrate emissions rates
 - Routine Emissions Reporting



Major Source Operating Permits (Title V)

- **300 – 400 largest sources in the State**
- **Applicability**
 - 100 TPY of any Criteria Pollutant
 - 25 TPY of total HAPs
 - 10 TPY of any single HAP



Major Source Operating Permits (Title V)

- **Consolidates provisions of all existing permits at a facility**
- **Public Notice**
 - 30-day Public Notice
 - 45-day EPA Review
- **Facility is subject to Emissions Fees**

ADEM How Do I Get a Permit?

- **Submit an Application**
- **Department Review**
- **Fees**
- **Public Notice**
- **Permit Decision by ADEM**

ADEM Application

Submit an Application to include:

- ADEM 103 Facility Identification Form
 - Signature by Responsible Official
- Process Specific Forms, e.g.
 - ADEM 104 – Boilers
 - ADEM 105 – General Process
- Complete List of Air Permit Forms
 - adem.alabama.gov

ADEM Application

- **Submit an Application to include:**
 - ADEM 110 – Control Device
 - IF equipped with pollution control device
 - Other Information
 - A narrative to describe the process and to enable ADEM to determine what regulations apply.
 - Additional Information required for
 - PSD\NSR
 - Title V
 - SMOP

ADEM Application

- **Information to be included:**
 - Process information
 - Capacity, Size, Material Throughput
 - Air rules can be process specific
 - Enough detail to determine applicability
 - Emissions information
 - Emission Rate, Basis, other emission data
 - Stack parameters
 - Height, Velocity, Diameter, Temperature

ADEM Application

- Submit copies of application for
 - PSD\NSR Application
 - 4 Copies
 - SMOP, Greenfield Air Permit, Title V
 - 3 Copies
 - 1 Copy for Public Review
 - Confidential Information



Additional Application Requirements

- **PSD Permit Applications**
 - BACT Evaluation and Selection
 - Emissions Modeling
 - NAAQS
 - Increment
- **NSR Permit Applications**
 - LAER Evaluation and Selection
 - Emissions Modeling
 - Offsets



Additional Application Requirements

- **SMOP Applications**
 - Request Appropriate Limitations
 - Less than Major Source Thresholds
 - Propose Monitoring
 - Propose Recordkeeping



Additional Application Requirements

- **Title V Permit Applications**
 - Identify all applicable requirements
 - Monitoring
 - Periodic Monitoring
 - Compliance Assurance Monitoring
 - Signature by Responsible Official
 - ADEM Admin Code R. 335-3-16-.01(y)
 - ADEM Admin. Code R. 335-3-16-.04(8)
 - Complete list of Requirements

ADEM Pre-Application Meeting

- For PSD/NSR Permit Applications a Pre-Application Meeting is Essential
 - Submit a Modeling Protocol
- Pre-Application Meetings for other Sources:
 - Controversial Projects e.g.
 - Quarries, Chemical Plants, Incinerators
 - Other Large Construction Projects

ADEM Application Fee

- **Fees set by:**
 - ADEM Code R. 335-1-6-.04 Schedule A
- **Fees are dependent on applicability**
 - Specific Fees for NSPS, MACT, PSD
- **Application evaluated to determine fee**
- **You will be billed for the fee**
 - Generally don't send fee with application

ADEM How to Avoid Problems

- **Common Issues\Problems**

- Not using current version of forms
- Not providing process diagrams
- Facility Diagrams
 - Stacks, Units, Distance to Property lines
- Not providing narrative description
 - How it impacts other processes and emissions
- No justification of emission estimates
 - Sample calculations

ADEM How to Avoid Problems

- **Common Issues\Problems**
 - Emissions not Based on 8760 Hrs per year
 - Insufficient Information to make a Determination
 - Not Addressing MACT or NSPS Applicability
 - Identifying Compliance Options
 - Process Weight
 - Failure to Calculate
 - Incorrect Process Weight Parameters
 - The Allowable is the Potential
 - Not Providing Stack Data

ADEM How to Avoid Problems

- **Common Issues\Problems**

- Not requesting limits for SMOPs
 - Emission Limit, Operation Limit, Monitoring
- Not identifying applicable requirements
- Not proposing monitoring for Title V
 - Periodic Monitoring
 - CAM
- Copies of application
 - No Public Copy
 - Not Enough Copies

ADEM How to Avoid Problems

**Pick up the phone and call your friendly
Permit writer!**



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QUESTIONS???

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